



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

Directorate D - Twin Transition, Economic & Social Affairs
The Director

Nik Völker
MiningWatch Portugal
Rua da Capela 646290-071 Figueiró da Serra (Gouveia)
Portugal
PT +351 964 214 729 DE +49 178 197 6784
By email: Nik Völker <nik@miningwatch.pt>

Dear Sir ,

Subject: Your application for access to documents – GESTDEM 2022/2709

We refer to your e-mail of 13 May 2022 in which you make a request for access to documents, registered on dd Month 20yy under the above-mentioned reference number.

You request access to documents which contain the following information:

- meeting minutes or any other documents (notes, emails, messenger protocols, including invitations or other communications received from the third parties) held on Maroš Šefčovič's meetings with representants of Critical Raw Materials projects in Portugal and Spain during 2021 and 2022, including the recent meeting with David Archer, CEO of Savannah Resources Plc.

Your application concerns the following documents:

- *2. Speaking points of the Vice-President*
- *1. Programme of the meeting with the industry*
- *2. One pager from the participants of the roundtable*
- *2022-05-12_Flash_CEO_Savannah Resources-AR - Ares(2022)4337649_Redacted*
- *01-03-2022_Flash_CEO_INFINITY LITHIUM_AR - Ares(2022)4337510_Redacted*
- *Savannah brochure*

With regard to the certain document listed above, a complete disclosure of the identified documents is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because they contain the following personal data:

- the names/initials and contact information of Commission staff members not pertaining to the senior management;
- the names/initials and contact details of other natural persons;
- handwritten signatures/abbreviated signatures of natural persons;
- other information relating to an identified or identifiable natural person.

Article 9(1)(b) of the Data Protection Regulation does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do not express any particular interest to have access to these personal data nor do you put forward any arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation (EC) No 1049/2001, access cannot be granted to the personal data contained in the requested documents, as the need to obtain access thereto for a purpose in the public interest has not been substantiated and there is no reason to think that the legitimate interests of the individuals concerned would not be prejudiced by disclosure of the personal data concerned.

Please note that document “2. Speaking points of the Vice-President” is a preliminary draft/these documents are preliminary drafts, which does/do not reflect the position of the Commission and cannot be quoted as such.

Please note that documents (“2. One pager from the participants of the roundtable”, “Savannah brochure”, “1. Programme of the meeting with the industry”) originating from third parties are disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released documents without the agreement of the originator, who may hold an intellectual property right on them. The European Commission does not assume any responsibility from their reuse.

Please note that documents (“2022-05-12_Flash_CEO_Savannah Resources-AR - Ares(2022)4337649_Redacted”, “01-03-2022_Flash_CEO_INFINITY LITHIUM_AR - Ares(2022)4337510_Redacted”) were drawn up for internal use under the responsibility of the relevant services of the European Commission. It solely reflects the services’ interpretation of the interventions made and does not set out any official position of the third parties to which the document refers, which was not consulted on its content. It does not reflect the position of the Commission and cannot be quoted as such.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit a confirmatory application requesting the Commission to review this position.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Unit C.1. ‘Transparency, Document Management and Access to Documents’
BERL 7/076
B-1049 Brussels, or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

Elisa ROLLER
Director

Annex: disclosed documents

